

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF HAWAII

JUDGMENT IN A CIVIL CASE

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MATTHEW ISHAM, individually and as  
Guardian Ad Litem for HAYDEN ISHAM,  
a minor; ROXANNE BEST ISHAM,

CIVIL 04-00559HG-BMK

Plaintiffs,

V.

BLUE DOLPHIN CHARTERS, LTD. and  
BLUE DOLPHIN DIVING, LTD.,  
CAPTAIN ANDY'S SAILING, INC.,

Defendants.

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DENNIS CLAYPOOL, individually  
and as Guardian Ad Litem for  
KRISTEN CLAYPOOL, a minor,  
SHERYL CLAYPOOL,  
SCOTT CLAYPOOL, and  
KRISTEN CLAYPOOL,

CIVIL 04-00570HG-BMK

Plaintiffs,

V.

CAPTAIN ANDY'S SAILING, INC.,  
BLUE DOLPHIN CHARTERS, LTD.,  
and BLUE DOLPHIN DIVING, INC.,

Defendants.

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JUDGMENT IN A CIVIL CASE  
Consolidated Civil Case Numbers: 04-00559HG-BMK,  
04-00570HG-BMK, 05-00037HG-BMK  
March 2, 2006  
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IN THE MATTER OF THE COMPLAINT  
OF BLUE DOLPHIN CHARTERS, LTD.  
AND TERRY DONNELLY, AS  
OWNERS OF THE VESSEL M/V BLUE  
DOLPHIN, O/N 1082212, FOR  
EXONORATION FROM AND/OR  
LIMITATION OF LIABILITY

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CIVIL 05-00037HG-BMK

[✓] **Decision by Court.** This action came for consideration before the Court.  
The issues have been considered and a decision has been rendered.

A "Notice of Acceptance of Blue Dolphin Charters, Ltd. and Terry Donnelly's Amended Offer to Allow Money Judgment to be taken against Limitation Plaintiff/Defendant Blue Dolphin Charters, Ltd. and Limitation Plaintiff Terry Donnelly in favor of Plaintiff/Limitation Claimant Matthew Isham individually, pursuant to Rule 68 of the Federal Rules of Civil Procedure; Declaration of Richard A. Lesser; Certificate of Service" having been filed on February 21, 2006, IT IS ORDERED AND ADJUDGED THAT pursuant to Federal Rules of Civil Procedure Rule 68, JUDGMENT is entered and is entered in favor of Plaintiff/Limitation Claimant Matthew Isham, individually, and against Limitation Plaintiff/Defendants Blue Dolphin Charters, Ltd., and Terry Donnelly, and is entered as pursuant to those provisions contained and stated in the "AMENDED OFFER TO ALLOW MONEY JUDGMENT TO BE TAKEN AGAINST LIMITATION PLAINTIFF/DEFENDANTS BLUE DOLPHIN CHARTERS, LTD. AND TERRY DONNELLY IN FAVOR OF MATTHEW ISHAM, INDIVIDUALLY UNDER FED. RULE CIV. P. 68" filed on February 17, 2006.

cc: All Counsel of Record

March 2, 2006  
\_\_\_\_\_  
Date

SUE BEITIA  
\_\_\_\_\_  
Clerk

  
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(By) Deputy Clerk